Supreme Court, U. S.
FILED
OCT 11 1977
MICHAEL RODAK, JR., CLERK

IN THE

# Supreme Court of the United States

OCTOBER TERM, 1977
No. 77-509

MARTIN G. ROSANSKY,

Petitioner,

v.

LADENBURG, THALMANN & CO., INC.,

Respondent.

## SUPPLEMENTAL APPENDIX TO PETITION FOR WRIT OF CERTIORARI TO THE APPELLATE DIVISION, FIRST DEPARTMENT OF THE SUPREME COURT OF THE STATE OF NEW YORK

Richard deY. Manning, Esq.
Counsel for Petitioner
Martin G. Rosansky
122 East 42nd Street
New York, New York 10017

Kevin F. Cook
Of Counsel

COUNSEL PRESS, INC., 55 West 42nd Street, New York, N.Y. 10036 • (212) 391-6622

At a term of the Appellate Division of the Supreme Court held in and for the First Judicial Department in the County of New York, on March 31, 1977.

Present--Hon. Theodore R. Kupferman,
Justice Presiding,
Vincent A. Lupiano
Harold Birns
Arthur Markewich,
Justices.

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Martin G. Rosansky,

Petitioner-Appellant,

-against-

4495

Ladenburg, Thalmann & Co., Inc.,

Respondent-Respondent.

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An appeal having been taken to this Court by the petitioner-appellant from the judgment of the Supreme Court, New York County (Baer, J.) entered on July 27, 1976, denying appellant's motion to vacate an arbitration award and granting respondent's cross-motion

confirming such award, and said appeal having been argued by Mr. Richard deY. Manning of counsel for the appellant, and by Mr. Gerald Walpin, of counsel for the respondent, and due deliberation having been had thereon,

It is unanimously ordered that the judgment so appealed from be and the same is hereby affirmed on the opinion of Baer, J. at Special Term. Respondent-respondent shall recover of petitioner-appellant $60 costs and disbursements of this appeal.

ENTER:

JOSEPH J. LUCCHI

Clerk.

At a term of the Appellant Division
of the Supreme Court held in and
for the First Judicial Department
in the County of New York, on
June 14, 1977.

Present--Hon. Theodore R. Kupferman,
Justice Presiding,
Vincent A. Lupiano
Harold Birns
Arthur Markewich, Justices.

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Martin G. Rosansky,

Petitioner-Appellant,

-against- M-1128

Ladenburg, Thalmann & Co.,
Inc.,

Respondent-Respondent.

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The above named petitioner-appellant having moved for leave to reargue his appeal from the judgment of the Supreme Court, New York County entered on July 27, 1976 which judgment was unanimously affirmed by order of this Court entered on March 31, 1977 or, in the

alternative, for leave to appeal to the Court of Appeals

Now, upon reading and filing the notice of motion, with proof of due service thereof, and the affidavit of Richard deY. Manning, in support of said motion, and the affidavit of Gerald Walpin in opposition thereto, and after hearing Mr. Richard deY. Manning for the motion, and Mr. Gerald Walpin opposed,

It is ordered that said motion be and the same is hereby denied in all respects with $20 costs.

ENTER:

JOSEPH J. LUCCHI

Clerk.

STATE OF NEW YORK,
COURT OF APPEALS

At a session of the Court, held at Court of Appeals Hall in the City of Albany on the seventh day of July A.D. 1977

PRESENT, Hon. Charles D. Breitel, Chief Judge, presiding.

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1 Mo. No. 693

Martin G. Rosansky,

Appellant,

vs.

Ladenburg, Thalmann & Co., Inc.,

Respondent.

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A motion for leave to appeal to the Court of Appeals in the above cause having been heretofore made upon the part of the appellant herein and papers having been submitted thereon and due deliberation thereupon had, it is

ORDERED, that the said motion be and

the same hereby is denied with twenty dollars costs and necessary reproduction disbursements.

Joseph W. Bellacosa
Joseph W. Bellacosa
Clerk of the Court

FILED

SEP. 1, 1977
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